

(29)

5-23-01

MT

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BRADFORD JOHNSON,

Plaintiff

v.

SGT. JOSE RODRIGUEZ, et al.,

Defendants

CIVIL NO. 1:CV-00-0675

(Judge Rambo)

(Magistrate Judge Blewitt)

FILED  
HARRISBURG, PA

MAY 23 2001

MARY E. D'ANDREA, CLE  
Per MT  
Deputy ClerkORDER

Before the court is a report of the magistrate judge to whom this matter was referred recommending that the complaint be dismissed for Plaintiff's failure to file a brief in opposition to Defendants' motion for summary judgment and for failure to comply with an order of court. No objections to the report and recommendation have been filed.<sup>1</sup>

Therefore, upon consideration of the record and applicable law,

**IT IS HEREBY ORDERED THAT:**

- 1) The court adopts the report and recommendation of Magistrate Judge Blewitt.
- 2) The complaint is dismissed pursuant to Federal Rule of Civil Procedure 41(b) for Plaintiff's failure to prosecute and to comply with an order of court.
- 3) It is certified that any appeal from this order will be deemed frivolous and not taken in good faith.
- 4) The Clerk of Court shall close the file.

  
SYLVIA H. RAMBO  
United States District Judge

Dated: May 23, 2001.

<sup>1</sup>Objections were due no later than May 4, 2001.

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

May 23, 2001

Re: 1:00-cv-00675 Johnson v. Rodriquez

True and correct copies of the attached were mailed by the clerk  
to the following:

Bradford Johnson  
Liberty Management  
1007 W. Lehigh Avenue  
Philadelphia, PA 19133

R. Douglas Sherman, Esq.  
Office of Attorney General  
15th Floor  
Strawberry Square  
Harrisburg, PA 17120

cc:

Judge	(X ) Rambo	( ) Pro Se Law Clerk
Magistrate Judge	(X ) Blewitt	( ) INS
U.S. Marshal	( )	( ) Jury Clerk
Probation	( )	
U.S. Attorney	( )	
Atty. for Deft.	( )	
Defendant	( )	
Warden	( )	
Bureau of Prisons	( )	
Ct Reporter	( )	
Ctroom Deputy	( )	
Orig-Security	(X )	
Federal Public Defender	( )	
Summons Issued	( )	with N/C attached to complt. and served by: U.S. Marshal ( ) Pltff's Attorney ( )
Standard Order 93-5	( )	
Order to Show Cause	( )	with Petition attached & mailed certified mail to: US Atty Gen ( ) PA Atty Gen ( ) DA of County ( ) Respondents ( )
Bankruptcy Court	( )	
Other _____	( )	

MARY E. D'ANDREA, Clerk

5/23/01

*Mary E. D'Andrea*